



County of San Diego

GARY W. ERBECK
DIRECTOR

DEPARTMENT OF ENVIRONMENTAL HEALTH
HAZARDOUS MATERIALS DIVISION

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DANIEL J. DE LAURENTIS
ASSISTANT DIRECTOR

July 31, 2006

Robbie Morris,
California Environmental Protection Agency
Unified Program Section
1001"l" Street, 2nd floor,
Sacramento, CA 9814

Dear Ms. Morris,

The San Diego County Department of Environmental Health (DEH-HMD) was evaluated by the California Environmental Protection Agency (Cal/EPA) and the Office of Emergency Services on May 24, 2005, identifying a single deficiency. The Summary of Findings dated June 15, 2006 identified this deficiency and requested a status report be sent to you, indicating the status of our progress toward correcting such deficiency in order to complete the evaluation process.

Deficiency:

Hazardous Business Plan Certification statement is missing the following statements:
The business owner or officially designated representative signs and attests to these statements:

- (A) The information contained in the hazardous materials inventory most recently submitted to the CUPA or AA is complete, accurate, and up to date.
- (B) There has been no change in the quantity of hazardous materials reported in the most recently submitted inventory.
- (C) No hazardous materials subject to inventory requirements are being handled that are not listed on the most recently submitted inventory.

Preliminary Corrective Action and Timeframe:

The CUPA will add the additional language within 6 months to the certification statement form and web page.

July 31, 2006

Status Report:

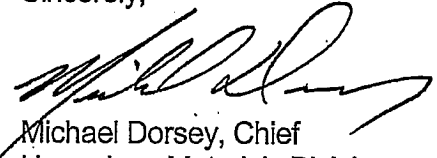
The San Diego County CUPA has revised its Certification Statement to reflect these changes. We found the language in section (C) above to be confusing and we are respectfully proposing an equivalent alternative that will be less confusing to the regulated community.

The alternative statement reads:

All hazardous materials subject to inventory requirements are listed on the most recently submitted inventory.

Please advise if this language is appropriate for the certification statement at your earliest convenience. Upon receipt of your response, this new certification statement will be used replace the current one used on the field and posted in the San Diego County CUPA Web site.

Sincerely,



Michael Dorsey, Chief
Hazardous Materials Division
Department of Environmental Health
San Diego County CUPA

Enclosures

cc: Ms. Loretta Sylve (Sent Via Email)
California Environmental Protection Agency
1001 I Street, 4th Floor
Sacramento, CA 95814

Mr. Fred Mehr (Sent Via Email)
Governor's Office of Emergency Services
P.O. Box 419047
Rancho Cordova, California 95741-9047

Ms. Kevin Graves (Sent Via Email)
State Water Resources Control Board
P.O. Box 944212
Sacramento, California 94244-2102

Mr. Charles McLaughlin (Sent Via Email)
Department of Toxic Substances Control
P.O. Box 806
Sacramento, CA 95812-0806

July 31, 2006

Ms. Vickie Sacamoto (Sent Via Email)
Office of the State Fire Marshal
P.O. Box 944246
Sacramento, California 94244-2460

Mr. Moustafa Abou-Taleb (Sent Via Email)
Governor's Office of Emergency Services
P.O. Box 419047
Rancho Cordova, California 95741-9047



ATTENTION: HAZARDOUS MATERIALS HANDLER

Chapter 6.95 of the California Health & Safety Code (H&SC) establishes minimum standards for Hazardous Materials Business Plans (HMBP). Each business shall prepare a HMBP if that business uses, handles, or stores a hazardous material/waste in quantities greater than or equal to the following:

- 55 gallons of a liquid.
- 500 pounds of a solid substance.
- 200 cubic feet of compressed gas.
- A toxic compressed gas (TLV \leq 10 ppm) in any amount.
- Extremely hazardous substances in quantities equal to or greater than the Threshold Planning Quantities.

A complete HMBP consists of the following elements as established in H&SC Section 25504:

- Hazardous Materials Inventory
- Site Plan
- List of Emergency Contacts
- Emergency Response Plan
- Employee Training Plan

The San Diego County, Department of Environmental Health, Hazardous Materials Division (HMD), as the administering agency and with the concurrence of all the local fire jurisdictions, requires a business that handles hazardous materials to submit the hazardous materials inventory, a list of emergency contacts, and a site plan, in lieu of a complete HMBP, only after the initial submittal of a complete HMBP.

The business must certify that a complete HMBP has been prepared and is maintained at the site where the hazardous materials are stored and must also annually certify that the HMBP is current and maintained on site.

Substantial changes as listed below must be submitted to the HMD within 30 days of the change along with a certification that the HMBP is current and maintained on site:

- A 100% or greater increase or decrease in the quantity of any hazardous material on the inventory
- Addition or deletion of a hazardous material to the inventory
- Changes in the storage, location, or use of hazardous materials
- Any change in business name, ownership, or address
- Any change in Emergency Coordinator/Contact information

Instructions for Completing the Hazardous Materials Business Plan Certification

Note: The numbering of the instructions follows the data element numbers that are on Statewide reporting forms. These data element numbers are used for electronic submission and are the same as the numbering used in 27 CCR, Appendix C.

1. FACILITY ID NUMBER - Enter the 6 character Permit Number from your Permit. If you do not have a Permit, leave this blank.
3. BUSINESS NAME - Enter the full legal name of the business. This is the same as the terms "Facility Name" or "DBA" – Doing Business As.
103. BUSINESS SITE ADDRESS - Enter the street address where the facility is located. No post office box numbers are allowed.
104. CITY - Enter the city or unincorporated area in which business site is located.
105. ZIP CODE - Enter the zip code of business site. The extra 4-digit zip may also be added.

CARCINOGEN/REPRODUCTIVE TOXIN ANNUAL RENEWAL WITHOUT CHANGES - Any business which is required to submit a HMBP and handles a material which is a carcinogen or reproductive toxin, is required to submit a list of each such material handled during the previous year to the Director of the Department of Environmental Health. The list must include all carcinogens and reproductive toxins handled in quantities less than 55 gallons or 500 pounds. The list of such materials handled shall be renewed each year. Check this box to certify that the information previously submitted is still correct and no changes, additions or deletions are necessary. See http://www.sdcountry.ca.gov/deh/hmd/forms_hmd.html and review HM-9243 (Disclosure of Hazardous Materials Information Bulletin) to find out if you are required to submit this list.

INITIAL CERTIFICATION: Check this box if you are submitting a new HMBP.

ANNUAL CERTIFICATION WITHOUT CHANGES: Check this box if you are submitting an annual certification on an existing plan.

CERTIFICATION OF CHANGES/REVISIONS: Check this box if you are submitting changes to the hazardous materials inventory, list of emergency contacts, or the site plan. All pages should include the new submittal date. For multi-page site maps, include all pages with new submittal date.